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17 UNITED STATES DISTRICT COURT
18 NORTHERN DISTRICT OF CALIFORNIA
19 SAN FRANCISCO DIVISION
20

21 PERSEPOLIS ENTERPRISE, a Michigan
22 corporation,

23 Plaintiff,

24 v.

25 UNITED PARCEL SERVICE, INC., a Delaware
26 corporation, UNITED PARCEL SERVICE, INC.,
an Ohio corporation, and UNITED PARCEL
27 SERVICE, INC., a New York corporation,

28 Defendants.

Case No. C-07-2379-SC

**STIPULATION AND
~~PROPOSED~~ ORDER ON
SCHEDULING MATTERS AND
EXTENDING CASE
MANAGEMENT DEADLINES
PENDING RESOLUTION OF
DEFENDANTS' MOTIONS TO
TRANSFER, DIMISS, OR STAY**

1 WHEREAS, the Defendants have filed a Motion to Transfer Venue, which was set for
2 hearing on August 3, 2007;

3 WHEREAS, Defendants intend to file by no later than Friday, July 13, 2007, a related
4 Motion to Dismiss, Transfer, or Stay Plaintiff's Case;

5 WHEREAS, the parties agree that it would be most efficient for the Court to consider and
6 resolve the Motion to Transfer Venue and the Motion to Dismiss, Transfer, or Stay Plaintiff's
7 Case (collectively, "Defendants' Motions") at the same time;

8 WHEREAS, the Court has indicated its availability to hear Defendants' Motions on
9 August 17, 2007;

10 WHEREAS, Defendants are therefore re-noticing their Motion to Transfer Venue for
11 hearing on August 17, 2007;

12 WHEREAS, the parties agree that Plaintiff's opposition to the Motion to Transfer Venue
13 will be due on July 20, 2007, and Defendants' reply will be due on August 3, 2007;

14 WHEREAS, the parties are currently required to meet and confer by no later than July 27,
15 2007; to file a joint ADR Stipulation; to make initial disclosures and file a joint Case
16 Management Statement by no later than August 10, 2007; and to attend an initial Case
17 Management Conference on August 17, 2007;

18 WHEREAS, the parties agree that, given Defendants' Motions, it would be most efficient
19 for the Court and the parties to postpone these events pending resolution of these motions;

20 IT IS HEREBY STIPULATED by and between the parties, through their attorneys of
21 record, to request that the Court order as follows

22 1. Plaintiff's opposition to Defendants' Motion to Transfer Venue will be due on July
23 20, 2007, and Defendants' reply will be due on August 3, 2007;

24 2. the scheduled Case Management Conference will be rescheduled, as necessary, after
25 the Court's rulings on the Defendants' Motions, which are scheduled to be heard on August 17,
26 2007; and

27 3. the parties are relieved of the following obligations to

28 (a) meet and confer,

(b) complete initial disclosures,
(c) file and serve their Case Management Statement and ADR Certification, and
(d) any other such obligations tied to the Case Management Conference that are imposed by the Federal Rules of Civil Procedure or the Local Rules, such obligations to be rescheduled, as necessary, following the Court's decision on Defendants' Motions and the rescheduling, as necessary, of the Case Management Conference.

IT IS SO STIPULATED.

Dated: July 13, 2007

PAUL T. FRIEDMAN
ANNEMARIE C. O'SHEA
LINDSAY T. BRAUNIG
MORRISON & FOERSTER LLP

By: /s/ Paul T. Friedman
Paul T. Friedman

Attorneys for Defendants
UNITED PARCEL SERVICE, INC.

Dated: July 13, 2007

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By: /s/ Andrew M. Volk
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PERSEPOLIS ENTERPRISE

GENERAL ORDER 45 ATTESTATION

I, Paul T. Friedman, am the ECF User whose ID and password are being used to file this Stipulation. In accordance with General Order 45, concurrence in the filing of this document has been obtained from each of the other signatories and I shall maintain records to support this concurrence for subsequent production for the Court if so ordered or for inspection upon request by a party.

Dated: July 13, 2007.

MORRISON & FOERSTER LLP

/s/ Paul T. Friedman

PROPOSED ORDER

**PURSUANT TO STIPULATION, AND GOOD CAUSE APPEARING, IT IS
THEREFORE ORDERED** that

1. Plaintiff's opposition to Defendants' Motion to Transfer Venue is due on July 20, 2007, and that Defendants' reply to Plaintiff's opposition to Defendants' Motion to Transfer Venue is due on August 3, 2007

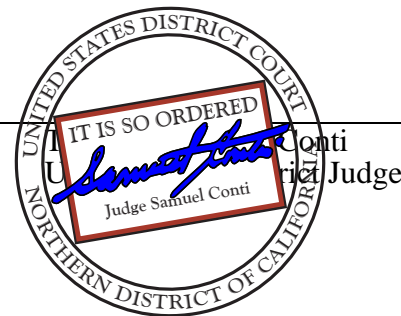
2. the Case Management Conference scheduled for August 17, 2007, is postponed, to be rescheduled, as necessary, after the Court's rulings on the Defendants' Motion to Transfer Venue and Motion to Dismiss, Transfer, or Stay Plaintiff's Case ("Defendants' Motions"), which are scheduled to be heard on August 17, 2007; and

3. the parties are relieved of their presently pending obligations to

- (a) meet and confer,
- (b) complete initial disclosures,
- (c) file and serve their Case Management Statement and ADR Certification, and
- (d) any other such obligations tied to the Case Management Conference that are imposed by the Federal Rules of Civil Procedure or the Local Rules,

such obligations to be rescheduled, as necessary, following the Court's decision on Defendants' Motions and the rescheduling, as necessary, of the Case Management Conference.

Dated: 7/30/07, 2007



sf-2351536